

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

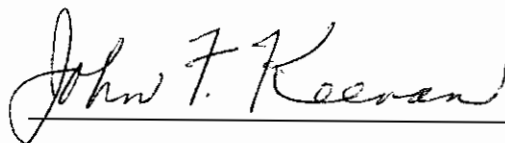
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JANKI BAI SAHU, et al., :
Plaintiff, : 04 Civ. 8825 (JFK)
-against- : OPINION & ORDER
:
UNION CARBIDE CORP. and :
WARREN ANDERSON, :
Defendants. :
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JOHN F. KEENAN, United States District Judge:

Plaintiffs request international assistance in the form of a Letter Rogatory to obtain documents from a third party. Defendants make several objections to the request. Absent special circumstances, however, a party may not seek a protective order where discovery is sought from a third party. See Commercial Laundry v. Linen Supply Ass'n of Greater N.Y., 90 F.Supp. 470, 472 (S.D.N.Y. 1950); Charles A. Wright & Arthur R. Miller, Federal Practice and Procedure § 2035 (1994). The Court is not aware of any special circumstances in this case. Therefore, Defendants lack standing to object to the discovery. The Court will sign the Letter Rogatory.

SO ORDERED.

Dated: New York, New York
January 10, 2006



JOHN F. KEENAN
United States District Judge